

**TOWN OF BUCKEYE
REGULAR COUNCIL MEETING
AUGUST 16, 2005
MINUTES**

**Town Council Chambers
100 N. Apache Road
Buckeye, AZ 85326
7:00 p.m.**

1. Call to Order/Pledge of Allegiance/Roll Call.

Mayor Hull lead the Pledge of Allegiance and called the meeting to order at 7:08 p.m.

Members Present: Councilman Meck, Councilman Beard, Vice Mayor Urwiller, Mayor Hull, Councilwoman May, and Councilman Doster.

Members Absent: Councilman Garza

Departments Present: Town Manager Carroll Reynolds, Town Attorney Scott Ruby, Town Clerk Linda Garrison, Deputy Clerk Lucinda Aja, Parks and Rec Director Jeanine Guy, Fire Chief Scott Rounds, Fire Marshal Bob Costello, Community Development Director Bob Bushfield, Finance Director Ron Brown, Human Resources Director Toni Brown Police Commander Fitzpatrick, and Town Engineer Woody Scoutten.

2. Comments from the Public – Members of the audience may comment on any item of interest.

Jeanine Weir and Marge Balvitsch- see item 6L

Richard MacKendrick-see item 5E

David Peabody-Addressed Council about the recent flooding issues in the Buckeye area.

Jacqueline Peabody-Addressed Council about the recent flooding on her property and others in the area.

Jay Broadbent-From the Buckeye Main Street Coalition introduced Jim Harkin, the new Main Street Director.

All items with an (*) are considered to be routine matters and will be enacted by one motion and vote of the Town Council. Councilwoman May requested a correction on item 5P (b) on the July 19, 2005 Minutes to show a six to one vote. Vice Mayor Urwiller requested item 5E be pulled from the Consent Agenda for discussion. Motion made by Councilwoman May and seconded by Vice Mayor Urwiller to approve items *3 with the noted correction, *4, *5A, *5B, *5C., and *5D. Motion passed unanimously.

CONSENT AGENDA

***3.** Council approved of the Minutes of the August 2, 2005 Regular Council Meeting and July 19, 2005 Regular Council Meeting with the correction of Item 5P (b) to show a six to one vote, Councilman Garza voting no.

***4.** Council approved invoices due by the Town for payment. Copies of invoices are available at Town Hall.

Old Business

***5A Ordinance 59-05-General Plan Amendment**

Council adopted Resolution 59-05 authorization a General Plan Amendment to the Town's General Development Plan Land Use District Map and amending the designation of approximately 153 acres generally located on the southwest corner of the MC-85 (Baseline Road) and the Rainbow Road alignments from Open Space and Rural Residential to Single Family Residential. HALLCRAFT HOMES GPA05-06

***5B. Ordinance 36-05-Rezoning**

Council adopted Ordinance 36-05 amending the Land Use District Map of the Town on approximately 153 acres generally located at the southwest corner of the MC-85 (Baseline Road) and Rainbow Road alignments from Planned Residential (PR) Land Use District and read by title only. HALLCRAFT HOMES RZ05-11

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***5C. Verrado Parcel 5.803 Final Plat**

Council approved the Final Plat for a replat of Parcel 5.803 for minor modifications associated with three lots and adjacent tracts on an overall 25 lot, an approx. 28.92 acre single family residential subdivision within Verrado Master Planned Community, Planning Unit V in the western portion of Phase I. The replat consists of 7.449 acres and includes three lots. DMB ASSOCIATES FP05-47

***5D. Vehicle Purchase-Community Services Department**

Council approved the lease purchase of a 2005/2006 Ford 150 Pickup Truck in the amount of \$15, 006.96 (line item 010-72-642) for the Community Services Department.

***5E. Agreement with City of Flagstaff-Radio Read Meters**

Richard McKendrick addressed Council and spoke on behalf of the meters. Joe Guidice told Council this would bind us to a 1 year contract with the option of 4 additional years. The meters collect information to accurately report for water billing and catch potential errors. Readers would detect discrepancies as the meters are being read by sound alerts. After some discussion a motion made by Councilwoman May and seconded by Councilman Meck to approve using a contract with Mountain States Pipe and attaching to the City of Flagstaff contract to provide a long-range program to remove aging meters and install new water meters with radio read capability throughout the Town. Motion passed unanimously.

NON CONSENT AGENDA ITEMS

6. Old Business

6A. PUBLIC HEARING-Bingo License- continued

Mayor Hull continued the public hearing at 8:00 p.m. to hear citizen input on the proposed application of a bingo license requested by the Sundance Active Adult Center at 930 S. Sundance Parkway. The license would be good for one year and there will be a \$15.00 fee for granting the bingo license and 2.5% of the proceeds. Their being no further comments Mayor Hull closed the hearing at 8:04 p.m.

6B. Bingo License-Sundance Active Adult Center

Motion made by Councilman Meck and seconded by Councilwoman May to approve the application for a Bingo License requested by the Sundance Active Adult Center, 930 S. Sundance Parkway to old Bingo Tuesday through Saturday. Motion passed unanimously.

6C. Ordinance 37-05-Annexation- Jackrabbit and Southern Ave.-FT GROUP A05-06

Requested by Peter Valenzuela of The Genesis Group, L.L.C. on behalf of the FT Group, L.L.C. Bob Bushfield was available to answer questions. There being no questions from Council motion made by Vice Mayor Urwiller and seconded by Councilwoman May to adopt Ordinance 37-05 increasing the corporate limits of the Town of Buckeye, Arizona, for the annexation of approximately 77.18 acres located at the southeast corner of Southern Avenue and Jackrabbit Trail and read by title only. Motion passed unanimously.

6D. Resolution 61-05- Cotton Meadows-EVERGREEN COMMUNITIES AP05-02

Requested by Evergreen Communities, L.L.C. Bob Bushfield was available to answer questions from Council. Councilman Meck commended the builder for the specifications. Motion made by Councilman Meck and seconded by Vice Mayor Urwiller to adopt Resolution 61-05 approving an area plan known as Cotton Meadows on approximately 252 acres generally located on the northeast and southeast corners of Southern Avenue and Apache Road and read by title only. Motion passed unanimously.

6E. Ordinance 39-05- Rezoning-Northeast Corner of Apache Road and Southern Avenue EVERGREEN COMMUNITIES RZ05-05

Requested by Evergreen Communities, L. L. C Bob Bushfield was available to answer questions from Council. Councilman Meck commended the builder for the specifications. Motion made by Councilman Meck and seconded by Vice Mayor Urwiller to adopt Ordinance 39-05 amending the Land Use District Map of the Town on 13.85 acres generally located within the northeast corner of Apache Road and Southern Avenue from Rural Residential (RR) to Mixed Residential (MR) and to read by title only. Motion passed unanimously.

6F. Ordinance 40-05-Apache Road and Southern Avenue Rezoning-EVERGREEN REAL ESTATE DEVELOPMENT RZ05-04

Requested by Ed Bull of Burch & Cracchiolo, P.A. on behalf of Evergreen Real Estate Development Bob Bushfield was available to answer questions from Council. Motion made by Councilman Meck and seconded by Vice Mayor Urwiller to adopt Ordinance 40-05 amending the Land Use District Map of the Town of Buckeye on approximately August 16, 2005 Regular Council Meeting Minutes

238 acres generally located at Apache Road and Southern Avenue from Rural Residential (RR) and General Commerce (GC) to the Planned Residential (PR) Land Use District and read by title only. Motion passed unanimously.

6G. Ordinance 41-05- MC 85 and Watson Road Annexation-EVERGREEN COMMUNITIES A05-14

Requested by Evergreen Communities Bob Bushfield was available to answer questions from Council. There being no questions motion made by Vice Mayor Urwiller and seconded by Councilman Doster to adopt Ordinance 41-05 increasing the corporate limits of the Town of Buckeye, Arizona for the annexation of 83+ acres south of the southeast corner of MC 85 and Watson Road and read by title only. Motion passed unanimously.

6H. Ordinance 42-05-Rezoning-Southern and Rooks Road Alignments-MUSSER RZ05-16

Request by George Musser Engineering. Bob Bushfield was available to answer questions from Council. There being no questions motion made by Vice Mayor Urwiller and seconded by Councilwoman May to adopt Ordinance 42-05 amending the Land Use District Map of the Town on approximately 6 acres generally located at the northwest corner of the Southern Avenue and Rooks Road alignments from Planned Residential (PR) to the Commercial Center (CC) Land Use District and read by title only. Motion passed unanimously.

6I. Ordinance 43-05- Chapter 20, Section 20-15-1, of the Buckeye Town Code- Street Light Improvement Districts

Ron Brown told Council this Ordinance would save the Town a large amount of money by making the property owner of the new development responsible for the cost of the street lighting through their tax bill. The Town would be responsible for the maintenance only of the street lights. Motion made by Councilman Meck and seconded by Councilwoman May to adopt Ordinance 43-05 amending Chapter 20, Section 20-15-1, of the Buckeye Town Code relating to the formation of Street Light Improvement Districts and read by title only. Motion passed unanimously.

6J. Ordinance 44-05- the National Flood Insurance Program Study

Motion made by Councilwoman May and seconded by Councilman Doster to table Ordinance 44-05 pertaining to the National Flood Insurance Program, adopting by reference revised Flood Insurance Study and Flood Insurance Rate Maps, and Floodplain Management Regulations and read by title only. Motion passed unanimously.

6K. Resolution 60-05- The Town of Buckeye Procurement Code

Ron Brown stated that our current procurement code did not address certain minority areas that could pose a risk of losing funding from other agencies. After some discussion motion made by Vice Mayor Urwiller and seconded by Councilwoman May to adopt Resolution 60-05 declaring as a Public Record that certain document on file with the Town Clerk known as "The Town of Buckeye Procurement Code". Three copies shall be on file and available with the Town Clerk for review. Motion passed unanimously.

6L. \$40,000 Contingency Funds for Potential Change Orders for the Rancho Sonora Fence

Jeanine Weir and Marge Balvitsch of Rancho Sonora addressed council about their concerns about using Town monies for a project that has its own funding source. Carroll Reynolds explained that this would enable the Town to act quickly to get the wall done and assured Council that they would be notified of any change orders. Woody Scoutten told Council that the project is at a standstill and that the contractor understands that the liability for the open ditches and work materials left out lies with the contractor and not the Town. The block should arrive within a twelve week period and the contractor is responsible for removing the old block and rebuilding the foundation. Future progress will be documented. Motion made by Councilman Meck and seconded by Vice Mayor Urwiller to deny \$40,000 from contingency funds for potential change orders for the Rancho Sonora fence and authorization for the Town Manager to review and release funds if needed. Motion passed unanimously.

6M. Broadbent Leavitt LLC for reimbursement of \$35,592.90 from Downtown Revitalization Funds For the Installation of the Town Water Line

Jay Broadbent presented a request for reimbursement and was available to answer questions from Council. After some discussion motion made by Vice mayor Urwiller and seconded by Councilman Beard to approve the request from Broadbent Leavitt LLC for reimbursement of \$35,592.90 to the contractor for the installation of the Town water line on Second Street, between Monroe Avenue and Jackson Street. Motion passed unanimously.

6N. Main Street Coalition-Trash and Graffiti Removal and Reimbursement for Moving Expenses

Murel Stephens requested funds from the Downtown Revitalization Fund and was available to answer questions from Council. After some discussion motion made by Vice Mayor Urwiller and seconded by Councilwoman May to approve the request from Main Street Coalition for trash removal & Graffiti removal in downtown Buckeye in the *August 16, 2005 Regular Council Meeting Minutes*

amount of \$4,530. Motion made by Councilman Beard and seconded by Councilman Doster to reimburse moving expenses for the Downtown Coordinator up to the amount of but not to exceed \$5,000. Councilman Meck, Vice Mayor Urwiller, Mayor Hull, Councilwoman May voted aye. Councilman Doster Voted nay. Motion carried.

60. Appointment of Mayor's designee to the Fire and Police Public Safety Retirement Boards. The Fire and Police Public Safety Boards require the Mayor or his designee to be on the Board.

Mayor Hull appointed Councilwoman May for the designee for the Police Public Safety Retirement Board, and Councilman Beard for the Fire and Public Safety Retirement Board.

7. Town Manager's Report

- School overcrowding issue-will circulate a newsletter stating the Town will do whatever it can to help but the responsibility lies with the State.
- Water rates-working on issues and solutions. Mayor Hull would like a workshop within the next couple of weeks.
- Rooks Road flood issue was discussed.
- Will be on vacation the week of the 22nd

8. Comments from the Mayor and Council

Councilman Meck-Would like to see Walgreens on Miller and Broadways design plan. Would like to work on water billing issues. Would like to discuss water supply and growth for a unified plan.

Vice Mayor Urwiller-None

Councilwoman May-None

Councilman Doster-None

Councilman Garza-Absent

Mayor Hull-None

9. Adjournment.

There being no further business to come before Council motion made by Vice Mayor Urwiller and seconded by Councilwoman May to adjourn the meeting at 8:56 p.m. Motion passed unanimously.

Dustin Hull, Mayor

ATTEST:

Linda Garrison, Town Clerk

I hereby certify that the foregoing is a true and correct copy of the Regular Meeting held on the 16th day of August, 2005. I further certify that a quorum was present.

Linda Garrison, Town Clerk

August 16, 2005 Regular Council Meeting Minutes